



CORNELL

Cornell Research Foundation, Inc.

Cornell Research and Technology Park
20 Thornwood Drive, Suite 105
Ithaca, NY 14850

Part/# 7
Telephone: 607 257-1081
Fax: 607 257-1015
Web: www.crf.cornell.edu

October 6, 2003

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

OCT 08 2003

OFFICE OF PETITIONS

RE: Application of Way et al.
Application No. 09/894,352
Filed: June 27, 2001
Title of Invention: 'Newfane Cherry' Cultivar (CRF Ref. No. D-2079)

Dear Sirs:

In response to your response to the Petition to Revive concerning the above named application, please find the following enclosed items:

The complete response to the October 2, 2002 non-final Office Action including:

- 2 copies of the substitute specification
- 4 pages of Amendments to the office action of October 2, 2002
- Assignments to Cornell Research Foundation, Inc. signed by Robert Andersen and Susan Brown
- Assignment Cover Sheet

The entire delay in filing the required reply from the due date for the reply until the filing of grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

Thank you for your time concerning this matter.

Sincerely,



Richard S. Cahoon, Ph.D.
Senior Vice President, Cornell Research Foundation, Inc.
Acting Director, Patents and Technology Marketing

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with postage prepaid on October 6, 2003 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:



Richard S. Cahoon, Cornell Research Foundation, Inc.